

ADVISORY

BOI ACCREDITATION PROCESS UNDER “BAYANIHAN TO RECOVER AS ONE ACT”

The DTI-DOF Joint Memorandum Circular (JMC) No. 20-05 entitled “*Guidelines on the Operations and Incentives of Covered Enterprises Engaged in the Manufacture, Importation, And Distribution of Certain Products, and for Other Purposes, pursuant to Republic Act No. 11494, otherwise known as “Bayanihan to Recover as One Act”*”, provides as follows:

A. ACCREDITATION

Who are eligible to apply for accreditation?

- Enterprise A- Manufacturers of covered products under item 2.0 of JMC No. 20-05 that are not registered with BOI or any of the IPAs (domestic or exporter);
- Enterprise B- Suppliers of Raw Materials (manufacturer, trader or importer)
- Enterprise C- Manufacturer of Packaging Materials (for domestic or export sale); and
- Enterprise D- Suppliers of Raw Materials for their Packaging (manufacturer, trader or importer)

NOTES:

1. The manufacturers of covered products under item 2.0 of JMC No. 20-05 that are registered with the BOI, PEZA or other Investments Promotion Agency (IPA) **need not accredit** under the JMC. Their existing Certificate of Registration shall serve the purpose of accreditation.
2. The enterprises accredited under RA No. 11469/JMC 2020-02 are deemed accredited under this JMC. For this purpose, the accredited enterprises shall request for the issuance of their Certificate of Accreditation with annotation on the applicability of RA No. 11494.

How can importers or traders, Enterprises B and D, qualify for accreditation?

- Importers or traders shall only qualify if they are **certified suppliers** of a legitimate manufacturer of the covered products.

If the importation is for donation to a government agency, the importers or traders shall qualify for accreditation upon the **endorsement** of the recipient government agency, including certification on the quantity of the importation and the end use thereof.

- The quantity of items allowed to be imported with incentives by the certified supplier shall be limited to the corresponding production capacity of Enterprise A or C, or of an IPA-registered manufacturer, as included in their supplier certification thereof plus allowable 10% wastage.
 - Manufacturer of covered products to its Supplier of Raw Materials, either Manufacturer, Importer or Trader of Raw Materials
 - Manufacturer of Raw Materials to its Supplier of Raw Materials, either Manufacturer, Importer or Trader of Raw Materials

- Manufacturer of Packaging to its Supplier of Raw Materials, either Manufacturer, Importer or Trader of Raw Materials

What is the accreditation process?

The applicant shall:

1. Submit Duly Filled Application for Accreditation, **Form 1 JMC No. 20-05**, downloadable at the BOI website <https://boi.gov.ph/>.
2. Comply with the Documentary requirements in the Checklist, **Form 2 JMC No. 20-05**, downloadable at the BOI website <https://boi.gov.ph/> .

These requirements may be submitted through email at JMCAccreditation@boi.gov.ph.

B. APPLICATION FOR CERTIFICATE OF AUTHORITY.

In the avilment of the exemption from import duties, taxes, and other fees, the accredited enterprise or the IPA-registered manufacturer shall secure a Certificate of Authority to Import (CAI) from the BOI, provided that such importations are reasonably needed and will be used exclusively in the manufacture of the registered products; Provided further that the said importations are loaded or are in transit during the effectivity of Republic Act No. 11494. The application for CA, **Form 3 JMC No. 20-05**, is downloadable at <https://boi.gov.ph/>.

The application for CA may be submitted through email at JMCCertificateofauthority@boi.gov.ph.

NOTES:

1. The BOI will process application for CAI that were received by 5:00PM on 19 December 2020, provided that the said application is complete and supported by the required documents as specified in Form 3 hereof; and
2. The CAIs issued under RA No. 11469/JMC 2020-02 that were unused shall no longer be valid. A new CAI shall be applied under this JMC No. 20-05.

C. EXEMPTION FROM IMPORT DUTIES, TAXES AND FEES

The exemption from import duties, taxes and fees shall apply on the importation of covered products under item 2.0 of JMC No. 05-02, provided that the Tax-Exemption Indorsement (TEI) is issued by the Department of Finance – Revenue Office during the effectivity of RA No. 11494 or until 19 December 2020.

D. REFUND OF IMPORT DUTIES, TAXES AND FEES PAID ON THE IMPORTATION OF QUALIFIED SHIPMENTS FROM 25 JUNE 2020 TO 14 SEPTEMBER 2020.

1. Qualified shipments hereof which arrived and were cleared by BOC from 25 June 2020 to 14 September 2020 are exempt from duties, taxes, and fees. The refund on the said payment shall be processed in accordance with BOC CAO No. 04-2019.

Enterprises that were not accredited under JMC 2020-02 may only qualify for refund upon accreditation with the BOI under item A of this Advisory and item 4.0 of JMC No. 20-05.

2. For purposes of refund, a TEI shall be secured from the DOF Revenue Office. One of the required documents to secure the TEI is the **Certificate of Allowable Importation**.

The application for Certificate of Allowable Importation, using **Form 3 JMC No. 20-05** may be submitted through email at JMCcertificateofauthority@boi.gov.ph.

E. MONITORING.

The accredited enterprise shall submit at end of each month a report to the BOI on its production, importation and distribution of registered products. The accredited enterprise shall use the BOI-prescribed monthly report form, **Form 4 JMC No. 2020-20**, downloadable at <https://boi.gov.ph/>.

The monthly report may be submitted through email at lcsecqperiodsubmission@boi.gov.ph.